



BEFORE THE MONTGOMERY COUNTY ETHICS COMMISSION

Nina A. Weisbroth
Chair

Stuart D. Rick
Vice Chair

March 13, 2012

Waiver No. 12-02-004

Public Ethics Law § 19A-12(b)(1)(B) provides that a public employee may not hold an employment relationship with a business that negotiates or contracts with the County agency with which the public employee is affiliated. This prohibition can be waived by the Ethics Commission pursuant to § 19A-8(b)(3) if the proposed employment is not likely to create an actual conflict of interest. Michael A. Grinder, a public employee who is a Lieutenant with the Montgomery County Fire Rescue Service, seeks a waiver so that he may work with a company, Atlantic Emergency Solutions, which has conducted business with the Fire Rescue Service. The Ethics Commission grants the waiver subject to the condition that while employed with the County, Mr. Grinder conduct no business on behalf of the County with Atlantic Emergency Solutions.

Mr. Grinder would work for Atlantic Emergency Solutions as a salesperson. In this role, he would sell equipment other than fire apparatus. His sales territory would be outside Montgomery County, and he will have no contact with Montgomery County on behalf of Atlantic Emergency Solutions.

Subject to the condition that Mr. Grinder conduct no business on behalf of the County with Atlantic Emergency Solutions, the Ethics Commission concludes that the employment is not likely to create an actual conflict of interest and waives the restriction imposed by § 19A-12(b)(1)(B).

In reaching this decision, the Commission has relied upon facts as presented by the requestor.

For the Commission:

Nina A. Weisbroth, Chair

Montgomery County Ethics Commission

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